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Dated: January 21, 2010 Signature: /Mark D. Russett/  
Mark D. Russett, Reg. No. 41,281

Docket No.: 62069DIV2 (51590)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
G. Pasternak et al.

Application No.: 10/823,365

Confirmation No.: 4859

Filed: April 13, 2004

Art Unit: 1617

For: TOPICAL ANESTHETIC/OPIOID  
FORMULATIONS AND USES THEREOF

Examiner: K.R. McMillian

**RESPONSE TO FINAL OFFICE ACTION**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants are in receipt of the final Office Action dated October 21, 2009 (the "Office Action"), and now submit this response. This paper is believed to be timely filed. Please consider the remarks that follow:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims beginning on page 3 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.